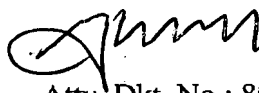


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PATENT
Atty. Dkt. No.: 8036US2 (SPLG 2057US2)

IN THE UNITED STATES OFFICE OF PATENTS AND TRADEMARKS

Applicant: Hubert, et al. :
Serial No.: 10/074,814 : Art Unit: 1751
Filed: February 13, 2002 : Examiner: Webb, Gregory E.
For: AQUEOUS FOAMABLE :
CONCENTRATES AND METHODS :

FEE CALCULATION SHEET FOR PAYMENT OF TERMINAL DISCLAIMER

Mail Stop: AMENDMENT
Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

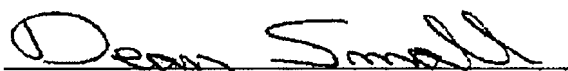
Sir:

Applicants respectfully submit the attached Terminal Disclaimer and Response for the above referenced application.

The Commissioner is hereby authorized to charge Deposit Account Number 19-1346 for the Terminal Disclaimer fee in the amount of \$130.00, as set forth in 37 CFR 1.20(d). Additionally, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account Number 19-1346. A duplicate copy of this letter is enclosed.

Respectfully submitted,

Date: May 25, 2007



Dean D. Small, Reg. No. 34,730
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Via Facsimile Transmission 1-571-273-1325

PTO/SB/26 (09-06)

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REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)
8036US2 (SPLG 2057US2)

In re Application of: Hubert, et al.

Application No.: 10/074,814

Filed: February 13, 2002

For: AQUEOUS FOAMABLE CONCENTRATES AND METHODS

The owner, ANSUL INCORPORATED, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,599,872 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

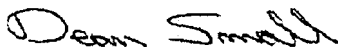
- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 34,730



Signature

May 25, 2007

Date

DEAN D. SMALL

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314-584-4081

Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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